

**RESOLUTION NO. 7
SERIES 2006**

WHEREAS, the Colorado General Assembly enacted the Low-Income Energy Assistance Act, Colorado Revised Statutes Title 40, Article 8.7 in May 2005; and

WHEREAS, Colorado Revised Statutes section 40-8.7-106(3), authorizes a municipally owned electric utility to meet the requirements of the Act by collecting an optional energy assistance charge from its customers pursuant to a procedure approved by the City Council of the utility; and

WHEREAS, the City Council wishes to meet the requirements of the Act by adopting and implementing a procedure pursuant to Colorado Revised Statutes section 40-8.7-106(3).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, THAT:

The City of Gunnison elects to contribute all unclaimed utility deposit refunds pursuant to the procedure approved in this resolution, as authorized by Colorado Revised Statutes section 40-8.7-106(3); and

All unclaimed utility deposit refunds shall be delivered to Energy Outreach Colorado or to such organization as may be designated by the Colorado General Assembly, provided that the City Manager may, at his/her discretion, reimburse the City of Gunnison from the funds collected in an amount not to exceed the City of Gunnison's actual costs incurred in setting up and administering the procedure; and

Distribution of funds contributed pursuant to the procedure approved by this resolution shall be made quarterly, in accordance with the schedule established by the Low Income Energy Assistance Act and shall be designated to be distributed only to utility customers of the City of Gunnison.

INTRODUCED, READ, PASSED, AND ADOPTED at the regular meeting of the City Council of the City of Gunnison, Colorado, held this 22nd day of August, 2006.

Mayor

(SEAL)

City Clerk